

Town Board Minutes

March 2, 2015

Meeting No. 7

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at 21 Central Avenue, Lancaster, New York on the 2nd day of March 2015 at 7:00 P.M. and there were

PRESENT: JOHN ABRAHAM , COUNCIL MEMBER
MARK AQUINO, COUNCIL MEMBER
RONALD RUFFINO, COUNCIL MEMBER
DINO FUDOLI, SUPERVISOR

ABSENT: DONNA STEMPIAK, COUNCIL MEMBER

ALSO PRESENT: JOHANNA COLEMAN, TOWN CLERK
JOHN DUDZIAK, TOWN ATTORNEY
LEONARD CAMPISANO, ASST CODE ENFORCEMENT OFFICER
GERALD GILL, CHIEF OF POLICE
MARK LUBERA, INTERIM DIRECTOR, PARKS, RECREATION,
FORESTRY & GROUNDS
DANIEL AMATURA, HIGHWAY SUPERINTENDENT
ROBERT HARRIS, ENGINEER, WM. SCHUTT & ASSOCIATES
JOHN TROJANOWSKY, EXEC. DIRECTOR, YOUTH BUREAU

PERSONS ADDRESSING TOWN BOARD:

Buchholz, Bill, spoke to the Town Board on the following matter:

- Updated the Board on future fundraisers to be held for the Bryce Buchholz Memorial Fund, namely a Bowling tournament, Paint With a Twist and the Bike Ride.

Chowaniec, Lee, spoke to the Town Board on the following matter:

- Questions regarding Hamlet Meadows Site Plan on Harris Hill Road..

Forys, John, spoke to the Town Board on the following matter:

- Concerns regarding proposed patio homes east of Parkdale Drive.

Fronczak, Mike, spoke to the Town Board on the following matters:

- Thanks to Lancaster Police Department for assistance for his son.
- Highway Storage Building.
- Possible Code violations at WalMart.

**PUBLIC HEARING SCHEDULED FOR 7:15 P.M.: Amend V&T Ordinance Re:
Parking, Standing & Stopping Windsor Ridge Subdivision**

ON MOTION BY COUNCIL MEMBER RUFFINO, SECONDED BY COUNCIL MEMBER ABRAHAM AND CARRIED, the public hearing was opened.

At 7:18 P.M., the Town Board held a Public Hearing to hear all interested persons upon an Amendment to V&T Ordinance Re: Parking, Standing & Stopping Windsor Ridge Subdivision matter.

The affidavits of publication and posting of this Public Hearing are on file and a copy of the Legal Notice has been posted.

| NAME OF PERSONS ADDRESSING THE BOARD ON THIS SUBJECT | Proponent/ Opponent/ Comments/Question |
|---|--|
| NONE | |

ON MOTION BY COUNCIL MEMBER RUFFINO, SECONDED BY COUNCIL MEMBER AQUINO AND CARRIED, the public hearing was closed at 7:18 P.M.

Decision on this matter was reserved.

March 2, 2015

PRESENTATION OF PREFILED RESOLUTIONS:

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

RESOLVED, that the minutes of the Regular Meeting of the Town Board
held February 17, 2015 be and are hereby approved.

The question of the adoption of the foregoing resolution was duly put to a vote
on roll call, which resulted as follows:

| | | |
|-------------------------|------------|-----|
| COUNCIL MEMBER ABRAHAM | VOTED | YES |
| COUNCIL MEMBER AQUINO | VOTED | YES |
| COUNCIL MEMBER RUFFINO | VOTED | YES |
| COUNCIL MEMBER STEMPIAK | WAS ABSENT | |
| SUPERVISOR FUDOLI | VOTED | YES |

March 2, 2015

File: RMIN (P1)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER ABRAHAM, TO WIT:

RESOLVED, that the following Audited Claims be and are hereby ordered
paid from their respective accounts as per abstract to be filed in the Office of the Town Clerk
by the Assistant to the Supervisor, to wit:

Claim No. 39072 to Claim No. 39187 Inclusive

Total amount hereby authorized to be paid: \$1,454,732.45

The question of the foregoing resolution was duly put to a vote on roll call
which resulted as follows:

| | | |
|--------------------------|------------|-----|
| COUNCIL MEMBER ABRAHAM | VOTED | YES |
| COUNCIL MEMBER AQUINO | VOTED | YES |
| COUNCIL MEMBER RUFFINO | VOTED | YES |
| COUNCIL MEMBER STEMPNIAK | WAS ABSENT | |
| SUPERVISOR FUDOLI | VOTED | YES |

March 2, 2015

File: Rclaims

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER AQUINO, TO WIT:

RESOLVED that the following Building Permit applications be and are hereby reaffirmed:

CODES:
(SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town of Lancaster are waived for this permit.
(CSW) = Conditional sidewalk waiver
(V/L) = Village of Lancaster

NEW PERMITS:

| Pmt # | SW | Applicant Name | Address | STRUCTURE | Village |
|-------|----|-------------------------------|----------------------|-----------------|---------|
| 23617 | | Lancaster-Rehm Assocs LLC | 6363 Transit Rd | Er. Sign - Temp | |
| 23618 | | Transit French Associates | 4779 Transit Rd | Er. Sign - Temp | |
| 23619 | | Pleasant Meadows Assoc LLC | 37 Newberry Ln | Er. Dwlg.-Sin. | |
| 23620 | | Eric & Andrea Miller | 86 Newberry Ln | Er. Garage | |
| 23621 | | The Kaz Company | 12 Trentwood Trl | Er. Res. Add. | |
| 23622 | | DJC Land Development | 3 Silent Meadow Lane | Er. Res. Alt. | |
| 23624 | | Village of Lancaster Comm Dev | 10 Aurora St | Er. Sign – Wall | (V/L) |

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance requirement for sidewalks, and

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the expressed condition that the Town of Lancaster, at any future date, reserves the right to order sidewalk installation at the expense of the property owner.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

| | |
|--------------------------|------------|
| COUNCIL MEMBER ABRAHAM | VOTED YES |
| COUNCIL MEMBER AQUINO | VOTED YES |
| COUNCIL MEMBER RUFFINO | VOTED YES |
| COUNCIL MEMBER STEMPNIAK | WAS ABSENT |
| SUPERVISOR FUDOLI | VOTED YES |

March 2, 2015

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER ABRAHAM, TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has duly advertised for bids for furnishing to the Town of Lancaster the necessary trees for the 2015 Tree Planting Program in accordance with specifications on file with the Town Clerk of the Town of Lancaster, and

WHEREAS, said bids were duly opened on February 5, 2015, and

WHEREAS, SCHICHTEL’S NURSERY, INC., 7420 Peters Road, Springville, New York 14141, has submitted the lowest responsible bid in the amount of \$13,414.00 for furnishing said trees to the Town of Lancaster, and

WHEREAS, the Interim General Crew Chief, by letter dated February 12, 2015 requests the Town Board to accept the bid of Schichtel’s Nursery, Inc., and

WHEREAS, by same letter, the Interim General Crew Chief has requested that he be authorized to purchase additional trees at the 2015 bid prices from Schichtel’s Nursery Inc. at his discretion for whatever other tree plantings the Town may incur in 2015.

NOW, THEREFORE, BE IT

RESOLVED, that the bid of **SCHICHTEL’S NURSERY, INC.**, 7420 Peters Road, Springville, New York 14141, being the lowest responsible bid in conformance with the specifications relating thereto, be and hereby is accepted, and

BE IT FURTHER

RESOLVED, that the Interim General Crew Chief be and is hereby authorized to place orders with Schichtel’s Nursery, Inc. for those trees which the Town of Lancaster needs for its 2015 Tree Planting Program, and

BE IT FURTHER

RESOLVED, that the Interim General Crew Chief be and is hereby authorized to purchase additional trees at the 2015 bid prices from Schichtel’s Nursery, Inc. at his discretion for whatever other tree plantings the Town may incur in 2015.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

| | |
|--------------------------|------------|
| COUNCIL MEMBER ABRAHAM | VOTED YES |
| COUNCIL MEMBER AQUINO | VOTED YES |
| COUNCIL MEMBER RUFFINO | VOTED YES |
| COUNCIL MEMBER STEMPNIAK | WAS ABSENT |
| SUPERVISOR FUDOLI | VOTED YES |

March 2, 2015

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, the Twin District Volunteer Fire Company, Inc., by letter dated February 12, 2015 has requested the deletion of one member from the roster of said fire association.

**NOW, THEREFORE, BE IT
RESOLVED**, that the Town Board of the Town of Lancaster hereby confirms the deletion from the membership of the Twin District Volunteer Fire Company the following individual:

DELETION:

David Fortman

WHEREAS, the Twin District Volunteer Fire Company, Inc., by letter dated February 12, 2015 has requested the addition of one member to the roster of said fire association.

**NOW, THEREFORE, BE IT
RESOLVED**, that the Town Board of the Town of Lancaster hereby confirms the addition to the membership of the Twin District Volunteer Fire Company the following individual:

ADDITION:

Jillian M. Zymanek

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

| | | |
|-------------------------|------------|-----|
| COUNCIL MEMBER ABRAHAM | VOTED | YES |
| COUNCIL MEMBER AQUINO | VOTED | YES |
| COUNCIL MEMBER RUFFINO | VOTED | YES |
| COUNCIL MEMBER STEMPIAK | WAS ABSENT | |
| SUPERVISOR FUDOLI | VOTED | YES |

March 2, 2015

File: RFIRE (P4)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER AQUINO, TO WIT:

WHEREAS, Town Justices, Jeremy Colby and Anthony Cervi, by letter dated February 10, 2015, have requested the creation of one (1) additional position of Court Officer, part-time in the Town Courts Department to serve as a substitute as needed, and

WHEREAS, the Town of Lancaster currently has six (6) positions for Court Officer, part-time.

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to complete and submit Form PO-17 (New Position Duties Statement) for authorization by the County of Erie Department of Personnel to create one (1) additional position of Court Officer, part-time in the Town Courts Department.

BE IT FURTHER,

RESOLVED, that the Supervisor of the Town of Lancaster shall be authorized to take all necessary action to implement the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

| | |
|-------------------------|------------|
| COUNCIL MEMBER ABRAHAM | VOTED YES |
| COUNCIL MEMBER AQUINO | VOTED YES |
| COUNCIL MEMBER RUFFINO | VOTED YES |
| COUNCIL MEMBER STEMPIAK | WAS ABSENT |
| SUPERVISOR FUDOLI | VOTED YES |

March 2, 2015

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER ABRAHAM, TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has held a public hearing on February 17, 2015, pursuant to Chapter 50-Zoning, Section 20 (B)(1)(j) of the Code of the Town Lancaster, upon the application of **Thomas and Patricia Manko**, owners of **Manko’s Truck and Auto Repair**, for a Special Use Permit to conduct an automotive service and repair business on premises located at 4885 Transit Road, in the Town of Lancaster, Erie County, New York, and

WHEREAS, persons for and against such Special Use Permit have had an opportunity to be heard;

**NOW, THEREFORE, BE IT
RESOLVED**, that to Chapter 50-Zoning, Section 20 (B)(1)(j), entitled “Commercial Motor Service District (CMS)” of the Code of Town of Lancaster, the Town Board of the Town of Lancaster does hereby grant a Special Use Permit to **Thomas and Patricia Manko** owners of **Manko’s Truck and Auto Repair**, for the property locally known as 4885 Transit Road in the Town of Lancaster, New York, upon the conditions as set forth in the Zoning Ordinance and the following conditions:

- 1. Must comply with Town Code Noise Ordinance.
- 2. Two (2) tire racks will be allowed on the exterior of the property for display during business hours only.
- 3. No unregistered, inoperable or dismantled vehicles will be allowed on the exterior of the property.
- 4. No vehicle parts will be allowed to be stored outside of the building.
- 5. No work or business is to be performed outside of the building.
- 6. All equipment and supplies of the business must be kept inside of the building.
- 7. No vehicles will be allowed to be displayed “For Sale” on the property.
- 8. This Special Use Permit must be renewed every two (2) years at no additional cost to the applicant.
- 9. This Special Use Permit terminates when the applicant no longer owns the business.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

| | |
|--------------------------|------------|
| COUNCIL MEMBER ABRAHAM | VOTED YES |
| COUNCIL MEMBER AQUINO | VOTED YES |
| COUNCIL MEMBER RUFFINO | VOTED YES |
| COUNCIL MEMBER STEMPNIAK | WAS ABSENT |
| SUPERVISOR FUDOLI | VOTED YES |

March 2, 2015

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER ABRAHAM, TO WIT:

WHEREAS, Southeast Community Work Center, Inc., ('Southeast Works') offers a program for Developmentally Disabled adults in the communities of Lancaster, Alden, Marilla, Aurora, East Aurora and Wales, and

WHEREAS, this program consists of development, pre-vocational and work activity training programs for those individuals who are clients of Southeast Works, and

WHEREAS, Southeast Works is presently located at 181 Lincoln Street, Depew, New York 14043 and its services in the areas of evaluation, tutoring, development of self-help skills, personal adjustment training, recreation and counseling are of substantial benefit to residents of the Town of Lancaster, and

WHEREAS, Southeast Community Work Center, Inc., has offered to contract with the Town of Lancaster for the aforementioned services during the year 2015 for the total sum of One Thousand Dollars (\$1,000.00);

**NOW, THEREFORE, BE IT
RESOLVED,** as follows:

1. That the Town Board of the Town of Lancaster hereby authorizes the Supervisor to execute an Agreement with Southeast Community Work Center, Inc., for a program for Developmentally Disabled adults residing in the Town of Lancaster for developmental, pre-vocational and work activity training programs together with evaluation, tutoring and development of self-help skills, personal adjustment training, recreation and counseling; such services to be provided to those individuals who are clients of Southeast Works.
2. That the sum of One Thousand Dollars (\$1,000.00) will be paid by the Town to Southeast Community Work Center, Inc., in four equal quarterly payments: January 1st, April 1st, July 1st, and October 1st, 2015.
3. This Agreement is subject to the approval of the Town Attorney and appropriate State and County agencies or departments, where such approval is mandated by law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

| | |
|--------------------------|------------|
| COUNCIL MEMBER ABRAHAM | VOTED YES |
| COUNCIL MEMBER AQUINO | VOTED YES |
| COUNCIL MEMBER RUFFINO | VOTED YES |
| COUNCIL MEMBER STEMPNIAK | WAS ABSENT |
| SUPERVISOR FUDOLI | VOTED YES |

March 2, 2015

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER AQUINO, TO WIT:

WHEREAS, the New York State Department of Criminal Justice Services offers a grant program to pay for a maximum of fifty percent (50%) of the cost to purchase Livescan Digital Fingerprint Equipment, and

WHEREAS, the Town of Lancaster Police Department’s existing Livescan equipment is outdated, experiences operational difficulties due to software incompatibilities, and is in need of replacement,

WHEREAS, necessary matching funds will be provided by funds from the Lancaster Police Department’s budget lines;

NOW, THEREFORE. BE IT

RESOLVED, that Grantmakers Advantage, Inc. the Town's grant consultant, be and hereby is authorized and directed to complete the necessary application, forms, etc. to be submitted for the purpose of securing this grant, and

BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute any and all documents pertaining to the application for and acquisition of said funding.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

| | |
|-------------------------|------------|
| COUNCIL MEMBER ABRAHAM | VOTED YES |
| COUNCIL MEMBER AQUINO | VOTED YES |
| COUNCIL MEMBER RUFFINO | VOTED YES |
| COUNCIL MEMBER STEMPIAK | WAS ABSENT |
| SUPERVISOR FUDOLI | VOTED YES |

March 2, 2015

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER AQUINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, Pleasant Meadows Associates, 2730 Transit Road, West Seneca, New York 14224 has applied to the Town Board of the Town of Lancaster for permits for Private Improvements upon real property in the Town of Lancaster within the Creekside at Pleasant Meadows, Subdivision VI, Phase III, and

WHEREAS, the Town Engineer of the Town of Lancaster has certified on the following permit applications that he has reviewed the improvement plans and permit applications for the installation of the private improvements requested, and that they conform to the Ordinances of the Town of Lancaster.

NOW, THEREFORE, BE IT

RESOLVED, that Private Improvement Permit Application Nos. 736, 737 and 738 of Pleasant Meadows Associates, 2730 Transit Road, West Seneca, New York 14224 which are permits for Public Improvements for the installation of:

| | |
|-------------------------------------|---|
| P.I.P. No.736 (Storm Sewer) | Creekside at Pleasant Meadows, Subdivision VI, Phase III, Magrum Lane. Installation of approx. 231 ± LF of 6" HDPE, 205 ± LF of 8" HDPE, 490 ± LF of 12" HDPE, 456 ± LF of 15" HDPE, standard rcvrs – 6 ea., manholes – 4 ea., Light duty rcvr – 3 ea., Backyard rcvr – 4 ea. |
| P.I.P. No. 737 (Water Line) | Creekside at Pleasant Meadows, Subdivision VI, Phase III, Magrum Lane. Installation of approx. 1,016 ± LF of 8" PVC waterline, hydrant assemblies -2ea., valves, bends and all other appurtenances for a complete installation. |
| P.I.P. No. 738 (Pavement & Curb) | Creekside at Pleasant Meadows, Subdivision VI, Phase III, Magrum Lane. Installation of 992 ± LF of 28' wide asphalt conc. pavement, marifi 140N Fabric, 12" sub-base No. 2 (NYSDOT 304.03), 4" Base Type 1 (NYSDOT 403.18), 1,821 ± LF upright conc. Curb w/6' underdrain. |

be and are hereby authorized.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

| | | |
|--------------------------|------------|-----|
| COUNCIL MEMBER ABRAHAM | VOTED | YES |
| COUNCIL MEMBER AQUINO | VOTED | YES |
| COUNCIL MEMBER RUFFINO | VOTED | YES |
| COUNCIL MEMBER STEMPNIAK | WAS ABSENT | |
| SUPERVISOR FUDOLI | VOTED | YES |

March 2, 2015

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER ABRAHAM, TO WIT:

WHEREAS, the Town of Lancaster provides Dog Control services to its residents as well as those in the Villages of Depew and Lancaster, and

WHEREAS, according to New York State Agricultural and Markets Law, Article 7 and Article 26 any dog may be put up for adoption after being held for the legal holding period as determined by the Law, and

WHEREAS, the Town of Lancaster entered into an agreement with the Erie County Society for the Prevention of Cruelty to Animals, a not-for-profit corporation located at 205 Ensminger Road, Tonawanda, New York 14150, to provide adoption and euthanasia services for the seized and/or surrendered dogs within the Town of Lancaster, and said agreement is up for renewal;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby approves the Agreement, between the Town of Lancaster and the Erie County Society for the Prevention of Cruelty to Animals, a not-for-profit corporation located at 205 Ensminger Road, Tonawanda, New York 14150, to provide adoption and euthanasia services for the seized and/or surrendered dogs within the Town of Lancaster and hereby authorizes the Supervisor to execute said agreement which will cover the period February 1, 2015 through December 31, 2015.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

| | | |
|--------------------------|------------|-----|
| COUNCIL MEMBER ABRAHAM | VOTED | YES |
| COUNCIL MEMBER AQUINO | VOTED | YES |
| COUNCIL MEMBER RUFFINO | VOTED | YES |
| COUNCIL MEMBER STEMPNIAK | WAS ABSENT | |
| SUPERVISOR FUDOLI | VOTED | YES |

March 2, 2015

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, the interim department head of the Parks, Recreation and Forestry Department of the Town of Lancaster, by letter dated February 25, 2015, has recommended the appointment of two (2) individuals to the position of Recreation Attendant part-time permanent in the Parks, Recreation and Forestry Department, working not more than nineteen and three-quarter hours per week.

NOW, THEREFORE, BE IT

RESOLVED, that the following individuals be and are hereby appointed to the position of Recreation Attendant part-time permanent in the Parks, Recreation and Forestry Department, working not more than nineteen and three-quarter hours per week, retroactive to January 1, 2015, and that these being part-time positions, provide no health insurance, sick days, vacation, or other fringe benefits not specifically mandated for part-time employees:

| <u>NAME</u> | <u>PAY RATE/HR.</u> |
|--------------------------------------|---------------------|
| Dennis Radecki Depew, NY | \$ 9.00 |
| Stephanie Kashuba Cheektowaga, NY | \$25.00 |

BE IT FURTHER,

RESOLVED, that the Supervisor of the Town of Lancaster shall be authorized to take all necessary action to implement the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

| | | |
|-------------------------|------------|-----|
| COUNCIL MEMBER ABRAHAM | VOTED | YES |
| COUNCIL MEMBER AQUINO | VOTED | YES |
| COUNCIL MEMBER RUFFINO | VOTED | YES |
| COUNCIL MEMBER STEMPIAK | WAS ABSENT | |
| SUPERVISOR FUDOLI | VOTED | YES |

March 2, 2015

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, the Recreation Leader of the Town of Lancaster Senior Center, by letter dated February 25, 2015, has recommended the appointment of one (1) individual to the position of Recreation Instructor part-time permanent at the Senior Center, working not more than nineteen and three-quarter hours per week.

NOW, THEREFORE, BE IT

RESOLVED, that the following individual be and is hereby appointed to the position of Recreation Instructor part-time permanent at the Town of Lancaster Senior Center, working not more than nineteen and three-quarter hours per week, retroactive to January 1, 2015, and that this being a part-time position, provides no health insurance, sick days, vacation, or other fringe benefits not specifically mandated for part-time employees:

| <u>NAME</u> | <u>PAY RATE/HR.</u> |
|------------------------------|---------------------|
| Linda Frost Lancaster, NY | \$ 8.75 |

BE IT FURTHER,

RESOLVED, that the Supervisor of the Town of Lancaster shall be authorized to take all necessary action to implement the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

| | |
|-------------------------|------------|
| COUNCIL MEMBER ABRAHAM | VOTED YES |
| COUNCIL MEMBER AQUINO | VOTED YES |
| COUNCIL MEMBER RUFFINO | VOTED YES |
| COUNCIL MEMBER STEMPIAK | WAS ABSENT |
| SUPERVISOR FUDOLI | VOTED YES |

March 2, 2015

COMMUNICATIONS & REPORTS

- 127. Interim General Crew Chief to Council Member Ruffino and Town Board –
Request for Town Board acceptance of the bid and authorize payment to
Schichtel's Nursery, Inc. for the 2015 Spring tree planting program.
Disposition = Resolution 3/2/15**
- 128. Robert Russ and JoAnn Kopp-Russ to Town Board –
Comments regarding rezone petition for 00 Broadway, Tyler Development.
Disposition = Received & Filed**
- 129. Fred and Sandra Becker to Town Board –
Comments regarding rezone petition for 00 Broadway, Tyler Development.
Disposition = Received & Filed**
- 130. Gwen Cassidy to Town Board –
Comments and concerns regarding rezone petition for 00 Broadway from R-1 &
RCO to MFR-3 for patio home development. Disposition = Received & Filed**
- 131. Planning Board Chairman to Planning Board, Town Board, Engineering
Consultant, Town Attorney, Highway Superintendent and Building Inspector --
Draft minutes from February 4, 2015 Planning Board meeting.
Disposition = Planning Committee**
- 132. Planning Board to Town Board –
Memo tabling the rezone petition for 2815 & 2819 Wehrle Drive to the next
Planning Board meeting; comments noted. Disposition = Planning Committee**
- 133. Planning Board to Town Board –
Memo recommending approval of the site plan for 4931 Transit Road & William
Street; conditions noted. Disposition = Planning Committee**
- 134. Village of Lancaster to Town Board –
Minutes from regular meeting held on February 9, 2015.
Disposition = Received & Filed**
- 135. Twin District Volunteer Fire Co. to Town Clerk –
Change in roster. Disposition = Resolution 3/2/15**
- 136. Twin District Volunteer Fire Co. to Town Clerk –
Change in roster. Disposition = Resolution 3/2/15**
- 137. Michele Sporysz to Town Board –
Comments and concerns regarding rezone petition for 00 Broadway from R-1 &
RCO to MFR-3 for patio home development. Disposition = Received & Filed**
- 138. Michael Meyer, Village of Lancaster Historic Preservation Commission to
Supervisor -
Comments regarding building conditions at 40 Clark Street, Lancaster Historical
Society and request that the Town allocate appropriate resources to address
maintenance/appearance issues as soon as possible.
Disposition = Received & Filed**
- 139. Town Attorney to Supervisor, Town Board, Planning Board, Building Inspector,
Town Engineer, and Town Clerk –
Notice of SEQR meeting to be held on March 2, 2015 at 6:00PM for Site Plan:
Benderson Development at 4931 Transit Rd. (Proj. #1394) and Rezone at 00
Broadway from R-1 & RCO to MFR-3. Disposition = Planning Committee**
- 140. Lancaster Town Band to Supervisor –
Request for the use of the Richard E. Pascucci Memorial Band Shell for their
concert series during June, July and August of 2015.
Disposition = Received & Filed**
- 141. Town Justices to Supervisor and Town Board –
Request for one additional slot for substitute part-time Court Officer to be
created. Disposition = Resolution 3/2/15**

142. Town Clerk to Various News Media --
Notice of SEQR meeting to be held on March 2, 2015 at 6:00PM for Site Plan:
Benderson Development at 4931 Transit Rd. (Proj. #1394) and Rezone at 00
Broadway from R-1 & RCO to MFR-3. Disposition = Planning Committee
143. Concord Town Clerk to Town Clerk --
Copy of adopted resolution for Erie County Legislature to convey its support for
the reform of the Community College Chargeback Policy.
Disposition = Received & Filed
144. Erie County Department of Health to Supervisor --
Information regarding March Madness Emergency Response Exercise on
March 13, 2015. Disposition = Received & Filed
145. Interim General Crew Chief to Supervisor --
Request for resolution appointing three part-time permanent employees in the
Parks, Recreation & Forestry Dept. retroactive to January 1, 2015.
Disposition = Resolution 3/2/15
146. Town Clerk to Town Board --
January 2015 monthly update on Dog License Renewals and Dog Census.
Disposition = Received & Filed
147. Highway Superintendent to Town Board --
Annual Agreement to Spend Highway Funds. Disposition = Received & Filed
148. Managing Director Lancaster Opera House to Supervisor --
Inquiry as to the possibility of utilizing the Town Clerk's storage space for the
Lancaster Opera House box office. Disposition = Received & Filed
149. Town Attorney to Town Clerk --
Transmittal of letter from NYSDEC regarding SEQR Lead Agency Designation
for MJJ Property Management, LLC (Formerly LaFarge).
Disposition = Received & Filed
150. Interim General Crew Chief to Supervisor --
Amended request for resolution appointing two part-time permanent employees in
the Parks, Recreation & Forestry Dept. retroactive to January 1, 2015.
Disposition = Resolution 3/2/15
151. Director Senior Center to Supervisor --
Request for one individual to be appointed to a part-time, permanent position at
the Senior Center. Disposition = Resolution 3/2/15
152. Town Attorney to NYSDEC, Erie County DPW, Erie County Health Dept., Div. of
Sewerage Management, NYSDOT, and Erie County DEP --
Request for lead agency designation regarding JPS Labs, 16 Lancaster Parkway
(Proj. #1429). Disposition = Planning Committee
153. Town Attorney to NYSDEC, Erie County DPW, Erie County Health Dept., Div. of
Sewerage Management, NYSDOT, and Erie County DEP --
Request for lead agency designation regarding Hamlet Meadows (Harris Hill
Senior Housing), 375 Harris Hill (Proj. #1404). Disposition = Planning Committee
154. Town Attorney to NYSDEC, Erie County DPW, Erie County Health Dept., Div. of
Sewerage Management, NYSDOT, and Erie County DEP --
Request for lead agency designation regarding Fairways at Lancaster, 00 & 5354
Genesee Street (Proj. #1501). Disposition = Planning Committee
155. Police Chief to Town Clerk --
Articles and communications. Disposition = Received & Filed

ADJOURNMENT:

**ON MOTION OF COUNCIL MEMBER ABRAHAM AND SECONDED
BY COUNCIL MEMBER AQUINO AND CARRIED,** the meeting was adjourned
at 7:29 P.M.

Signed _____
Johanna M. Coleman, Town Clerk